HON'BLE SMT. JUSTICE T. MEENA KUMARI

AND

HON'BLE SRI JUSTICE K.C. BHANU

Taken Up Writ Petition No.19418 of 2005

Dated: 2nd November 2005

Between:

A.P.State Legal Services Committee

rep. by the Secretary, Hyderabad.

… Petitioner

And

The General Manager, South Central Railway,

Secunderabad, and three others.

… Respondents.

Oral Order: (per the Hon'ble Smt. Justice T. Meena Kumari)

…

This writ petition is in pursuance of a news item published on 18-8-2005 in the daily newspaper "The Times of India" about the amputation of the right leg of one Gulam Mohiddin, a II Year engineering student of Mukkaram Jah College, Hyderabad due to falling down from the running Konark Express on 8-8-2005 at Tandoor.

According to the news item, on 8-8-2005 when the victim, who was a student, boarded the reserved compartment of Konark Express at Tandur to go to Hyderabad on a student season ticket, the Travelers Ticket Examiner (TTE)

objected the same and demanded to pay fine of Rs.300/-, but the student has no money to pay; therefore, the TTE pushed him out of the running train resulting to the amputation of his right leg.

When the matter has come up for hearing, the Inspector of Police, Railways, Nampally Circle, Hyderabad has filed a counter stating that the Superintendent, Railways, Hyderabad has lodged a complaint about the incident on 8-8-2005 complaining that the victim fell down from the Konark Express at Shakerpally at 0705 hours and was severely injured and accordingly a case in Crime No.167 of 2005 was registered on the same day and the matter is still under investigation.

In view of the statement made in the counter-affidavit that the matter is still under investigation, we do not want to express our opinion in this matter. Recording the statement made in the counter, the writ petition is closed.

It is made clear that the respondents can proceed with the investigation in accordance with law.

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(Smt.T.Meena Kumari, J)

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(K.C. Bhanu, J)

2nd November 2005

svs